

THOMPSON LAW, LLC

Colin M. Thompson, F0221
Paradiso Resort & Spa, Suite 301
PMB 917 Box 10001
Saipan MP 96950
Telephone No.: (670) 233-0777
Facsimile No.: (670) 233-0776

*Attorney for Marianas Pacific Express, LLC
d/b/a Marianas Southern Airways and
Keith Stewart*

**IN THE UNITED STATES DISTRICT COURT
OF THE NORTHERN MARIANA ISLANDS**

STAR MARIANAS AIR INC.,

Plaintiff,

vs.

**SOUTHERN AIRWAYS EXPRESS,
LLC, MARIANAS PACIFIC EXPRESS,
LLC d/b/a MARIANAS SOUTHERN
AIRWAYS, and KEITH STEWART,**

Defendants.

Case 1:24-CV-00010

**STIPULATED MOTION TO EXTEND TIME
FOR DEFENDANTS MARIANAS PACIFIC
EXPRESS, LLC d/b/a MARIANAS
SOUTHERN AIRWAYS AND KEITH
STEWART TO RESPOND TO PLAINTIFF'S
FIRST AMENDED COMPLAINT FOR
VIOLATIONS OF THE SHERMAN ACT**

Date: N/A

Time: N/A

Judge: Hon. Ramona V. Manglona

COMES NOW, Defendants, Marianas Pacific Express, LLC d/b/a Marianas Southern Airways, and Keith Stewart (collectively "Defendants"), by and through their counsel, Colin M. Thompson, and Plaintiff, Star Marianas Air, Inc. ("Plaintiff"), by and through its counsel Mark Scoggins, to stipulate for an order from the Court extending time for Defendants to respond to Plaintiff's First Amended Complaint for Violations of the Sherman Act [ECF No. 34].

1. On December 5, 2024, Plaintiff filed its First Amended Complaint for Violations of the Sherman Act ("FAC") [ECF No. 34] The deadline for a response was December 19, 2024.

- 1 2. On December 16, 2024, the parties filed a Stipulation to Extend Time for Defendants to
2 Respond to First Amended Complaint [ECF No. 37]. That same day, the Court issued an
3 Order Granting Stipulation to Extend Time for Defendants to Respond to First Amended
4 Complaint [ECF No. 38]. The deadline for a response was January 9, 2025.
- 5 3. On January 9, 2025, Defendant Southern Airways Express, LLC (“Southern Airways”) filed
6 a Motion to Dismiss Counts I and II of the First Amended Complaint Pursuant to FRCP
7 12(B)(7) [ECF No. 39]. That same day, Defendants filed their Joinder in Motion to Dismiss
8 Counts I and II of the First Amended Complaint Pursuant to FRCP 12(B)(7) by Southern
9 Airways Express [ECF No. 40]. On January 22, 2025, Plaintiff filed its Opposition to Motion
10 to Dismiss [ECF No. 41]. On January 29, 2025, Southern Airways filed its Reply in Support
11 of Motion to Dismiss Counter I and II of the First Amended Complaint Pursuant to FRCP
12 12(B)(7) [ECF No. 42]. That same day, Defendants filed their Joinder in Reply in Support of
13 Motion to Dismiss Counter I and II of the First Amended Complaint Pursuant to FRCP
14 12(B)(7) by Southern Airways [ECF No. 43]. On February 13, 2025, the Court heard
15 Southern Airways’ Motion to Dismiss. The Court rendered its decision, denying the Motion
16 to Dismiss, provided the basis for its ruling and ordered the Defendants and Southern
17 Airways to respond to the First Amended Complaint [ECF No. 48]. The new deadline for a
18 response is February 27, 2025. Fourteen (14) days after the Court’s ruling.
- 19 4. Counsel for Defendants requested that Plaintiff’s counsel agree to extend time for the
20 Defendants to respond to the FAC until March 6, 2025, because of press of business, and
21 conflicts in scheduling. Pursuant to Fed. R. Civ. P. 6(b)(1)(A), an extension request filed
22 before the expiration of a deadline may be granted “for good cause.”
23
24
25

1 5. Counsel for Plaintiff agreed to grant Defendants until March 6, 2025 to file their response to
2 the FAC.

3 6. Counsel for the parties respectfully request that the Court approve this stipulated motion and
4 allows the Defendants to file their response to the FAC on or before March 6, 2025.

5 Respectfully submitted this 27th day of February, 2025.

6 /s/ Colin M. Thompson

7 **THOMPSON LAW, LLC**

8 Colin M. Thompson, F0221

9 *Attorney for Marianas Pacific*

Express, LLC d/b/a Marianas Southern Airways

and Keith Stewart

10
11 /s/ Mark Scoggins

12 **SCOGGINS LAW OFFICE, LLC**

13 Mark Scoggins, F0347

14 *Attorney for Star Marianas, Inc.*